

Guidelines agreed on 2022-06-29

Competition law guidelines to be used at meetings with Mobility Sweden's committees

Mobility Sweden is the Swedish association for manufacturers and importers of passenger cars, trucks and buses. Mobility Sweden works with issues related to environment, safety, recycling, mobility, taxes, aftermarket issues, research and development, as well as statistics and forecasts. The purpose of these guidelines is to be a checklist for how the work of Mobility Sweden's various committees should be conducted in order to avoid any violation of the cartel legislation.

To do

Ensure strict behaviour in the following areas:

During meetings and in filing procedures

- Begin all meetings with reading the competition law guidelines out loud.
- Ensure that all participants have a copy of this checklist and that there is a copy available as a reference at all meetings.
- Prepare and use an agenda and write a protocol that reliably reflects what is being treated, including all other affairs, and the participants for each part of every meeting.
- Ensure that review of the agenda, minutes and other significant documents is done by appropriate personnel or advisors prior to distribution.
- Restrict meeting discussions to the items on the agenda.
- Consult a competition law specialist on any issues that may be linked to competition law.
- If a subject that may be sensitive is to be discussed, consult a competition law specialist before putting the subject on the agenda.
- If a subject that may contain sensitive information has been approved a competition law specialist and is to be discussed, ensure that an external law firm representative specializing in competition law is present during the entire meeting.

Pay attention to

- Protest against any discussion or meeting activity that appears to be in violation of the content of this checklist. Request that such activities shall be stopped so that appropriate legal control can be carried out by advisors. You should not participate in such discussions or activities and regarding the present participants, they should leave the meeting (and have it recorded in the meeting notes) in case the discussions or activities continue.
- Report any violation to the Board of Directors of Mobility Sweden (Föreningsstyrelsen).

Not to do

Whether in fact or otherwise, discussing or exchanging information that is not in accordance with applicable competition law, such as those relating to:

Price and other terms and conditions, including

- Prices, price adjustments, price differences, discounts, credit terms, etc.
- Individual company-specific issues that are connected to costs, production, assets, sales, etc.
- Prices or pricing policies for individual deliveries, including systems for pricing, prices in different areas, freight, etc.
- Other sensitive commercial conditions.

Production, including

- Individual member companies plans regarding design, production, distribution or marketing of specific products, including proposed territorial delimitations or customers.
- Changes in details of production capacity or assets, including information on individual member companies' capacity issues or other problems within supply chain.

Market behavior, including

- Company bids for procurement of products, corporate behavior in connection with the invitation to submit an offer and all other information regarding a company's activities with regards to procurement.
- Future market strategy, including on marketing campaigns and business expansion.
- Issues related to actual or potentially individual suppliers or customers that may have influence on market behavior by excluding them from markets or affecting business behavior of other companies versus these, etc.
- Blacklisting or boycott of customers or suppliers.

If any of the above subjects must be discussed, a competition law specialist must be consulted beforehand to approve that the subject be put on the agenda and, if necessary, to participate in the meeting.